

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

LELA WALTER, )  
vs. )  
Plaintiff, )  
vs. )  
CLARION MORTGAGE CAPITAL, )  
INC., et al., )  
Defendants. )  
Case No. 08-0536-CV-W-GAF

## ORDER

Presently before the Court is Plaintiff Lela Walter's ("Plaintiff") Bill of Costs (Doc. #147), Defendant Clarion Mortgage Capital, Inc.'s ("Clarion") Bill of Costs (Doc. #157), and Defendant Marie Ann Gunja's ("Gunga") Bill of Costs (Doc. #149). Upon consideration and pursuant to Fed. R. Civ. P. 54(d), it is

**ORDERED** that Plaintiff's Bill of Costs against Clarion and Defendant Dan S. Spencer, Special Administrator of the Estate of D. Michael Phelps, Sr. ("Phelps") (Doc. #147) and Gunja's Bill of Costs (Doc. #149) are **GRANTED**.

**IT IS FURTHER ORDERED** that Clarion's Bill of Costs (Doc. #157) is **DENIED**.

**FINALLY, IT IS ORDERED** that Clarion and Phelps are jointly and severally liable for costs set forth in Plaintiff's Bill of Costs (Doc. #147). *See MVC Constr., Inc. v. Treadway*, 898 P.2d 993, 999 (Ariz. Ct. App. 1995); *see also* 20 C.J.S. *Costs* § 55 (2009).

s/ Gary A. Fenner

Gary A. Fenner, Judge  
United States District Court

DATED: April 22, 2010